



DOCKET NO. 1653-3

1653

1653
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Zhong, et al.

Application No.: 09/663,306

Filing Date: September 15, 2000

For: CELL BASED ASSAYS

Confirmation No.: 2391

Group Art Unit: 1653

Examiner: Carlson, Karen C

**EXPRESS MAIL LABEL NO: EV 325644455 US
DATE OF DEPOSIT: 10/14/2003**

EV325644455US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The PTO did not receive the following
listed items(s) APL Number 17
18 and 21

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or

before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with the first or second After Final Submission, therefore:

Certification in Accordance with § 1.97(e) is attached; or

The fee of \$180.00 as set forth in § 1.17(p) is attached.

In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

Certification in Accordance with § 1.97(e) is attached;
or

The fee of \$180.00 as set forth in § 1.17(p) is attached.

In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

EXCEPT THAT:

- In view of the voluminous nature of references **17,18,21**, and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
 - Copies of references **[list as appropriate]** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. , filed .

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

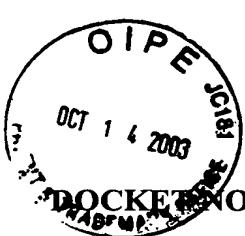
There are no listed references which are not in the English language.

Date: *October 14, 2003*

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DOCKET NO.: JJPR-0013

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Zhong, et al.

Confirmation No.: 2391

Application No.: 09/663,306

Group Art Unit: 1653

Filing Date: September 15, 2000

Examiner: Carlson, Karen C

For: CELL BASED ASSAYS

**EXPRESS MAIL LABEL NO: EV 325644455 US
DATE OF DEPOSIT: 10/14/2003**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATION UNDER 37 CFR § 1.97(e)

In accordance with 37 CFR § 1.97(e), certification is hereby made that:

Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Date: October 14, 2003

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Form PTO-1449 Modified		
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		
U.S. Department of Commerce Patent and Trademark Office		
Docket No. JJPR-0013		Application No. 09/663,306
Applicant Zhong, et al.		
Filing Date September 15, 2000		Group 1653
Confirmation No. 2391		
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
*	17	Alberts, et al., <i>Molecular Biology of the Cell</i> , 1994, 3 rd ed, Garland Publishing, N.Y.
*	18	Ausubel, et al., <i>Current Protocols in Molecular Biology</i> , 1994, Greene Publishing Associates and John Wiley & Sons, New York, N.Y.
	19	Chen, X. et al., "Selection of Peptides that Functionally Replace a Zinc Finger in the SP1 Transcription Factor by Using a Yeast Combinatorial Library", <i>Proc. Natl. Acad. Sci. USA</i> , 1997, 94, 14120-14125
	20	Horn, F. et al., "GPCRDB: An Information System for G Protein-Coupled Receptors", <i>Nucleic Acids Res.</i> , 1998, 26(1), 277-281
*	21	Sambrook, et al., <i>Molecular Cloning: A Laboratory Manual</i> , 1989, 2 nd Edition, Cold Spring Harbor Press, Cols Spring Harbour, New York, N.Y.
	22	Schwarze, et al., "In Vivo Protein Transduction: Delivery of a Biologically Active Protein into the Mouse", <i>Science</i> , 1999, 285, 1569-1572
	23	Webster, N.J.G, et al., "The Hormone-Binding Domain of the Estrogen and Gluococorticoid Receptors Contain an Inducible Transcription Activation Function", <i>Cell</i> , 1988, 54, 199-207
EXAMINER		DATE CONSIDERED

* A copy of this references will not be forwarded to the U.S. Patent and Trademark Office since it is believed to be too voluminous and easily obtainable by the Examiner



Form PTO-1449 Modified	Docket No. JJPR-0013	Application No. 09/663,306
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)	Applicant Zhong, et al.	
U.S. Department of Commerce Patent and Trademark Office	Filing Date September 15, 2000	Group 1653
	Confirmation No. 2391	

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Country	Translation	
				YES	NO
25	WO 95/07467 ✓	03/16/95	PCT		
26	WO 97/14812 ✓	04/24/97	PCT		
27	WO 98/53057 ✓	11/26/98	PCT		
28	WO 98/54311 ✓	12/03/98	PCT		
29	WO 00/42219 ✓	07/20/00	PCT		

EXAMINER

DATE CONSIDERED